

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

DARRYL McGORE #142739,

Plaintiff,

Case No. 1:10-cv-115

v

HON. JANET T. NEFF

Unknown Johnson, et al,

Defendants.

/

**JUDGMENT**

This is a prisoner civil rights action filed pursuant to 42 U.S.C. § 1983. On December 20, 2010, the Magistrate Judge filed a Report and Recommendation, recommending that the action be dismissed for Plaintiff's failure to pay the filing fee. The Report and Recommendation was duly served on the parties. No objections have been filed, see 28 U.S.C. § 636(b)(1), and the Court issues this Judgment pursuant to FED. R. CIV. P. 58.

**THEREFORE, IT IS ORDERED** that the Report and Recommendation (Dkt 82) is **APPROVED** and **ADOPTED** as the opinion of the Court.

**IT IS FURTHER ORDERED** that the Complaint is **DISMISSED** for the reasons stated in the Report and Recommendation.

**IT IS FURTHER ORDERED** that this Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal of this Judgment would not be taken in good faith. See *McGore v. Wrigglesworth*, 114 F.3d 601, 610-11 (6th Cir. 1997).

Date: January 12, 2011

/s/ Janet T. Neff

JANET T. NEFF

United States District Judge